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| Application Number | 10686063 |
| Filing Date | 2003-10-15 |
| First Named Inventor | GENE P. DIPOTO |
| Art Unit | 3734 |
| Examiner Name | Vy Q. Bui |
| Attorney Docket Number | 1291.1135102 |

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| /Vy Bui/ | 05/20/2008 | | |

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| | |
|---|--|
| 1 | Howard, "Minimal and Direct Access to the Anterior Lumbar Spine," Spinal Surgery; Anterior Lumbar Interbody Fusion: (ALIF) with the Howard/Jako-MIDAST Concept and Method, 20 pgs., 1996-1997. <input type="checkbox"/> |
| 2 | Jako et al., "Minimally Invasive Direct Access Surgical Technology – MIDAST," General Surgery, Surgical Technology VIII, 111-119, on or before February 10, 2003. <input type="checkbox"/> |
| 3 | Warnock, "Jakoscope Allows Better View, Smaller Incisions for ALIF," Orthopedics Today, 3 pgs., on or before February 10, 2003. <input type="checkbox"/> |

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Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

- That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

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- See attached certification statement.
 Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

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| Signature | j. scot wickhem/ | Date (YYYY-MM-DD) | 2007-09-13 |
| Name/Print | J. SCOT WICKHEM | Registration Number | 41,376 |

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